

Bedford Hills, New York
July 16, 2013

A public hearing was held by the Town Board of the Town of Bedford on July 16, 2013 at the Town House, 321 Bedford Road, Bedford Hills, New York to consider Local Law #3-2013 to amend Chapter 67 of the Code of the Town of Bedford concerning the collection and disposal of garbage, refuse and recyclables. The meeting was called to order at 7:30 P.M. by Supervisor Roberts.

Present:	Lee V. A. Roberts	: Supervisor
	Peter Chryssos	: Councilman
	Francis T. Corcoran	: Councilman
	David Gabrielson	: Councilman
	Chris Burdick	: Councilman
	Nina Kellogg	: Deputy Town Clerk
	Eric Gordon	: Town Attorney
	Kevin Winn	: Commissioner of Public Works
	Joan Gallagher	: Director of Personnel
	William Hayes	: Chief of Police
	Amy Pectol	: Receiver of Taxes

And twenty-five (25) residents/observers.

Proof of Publication was presented and ordered filed. The public notice was published in the Bedford Pound Ridge Record Review on July 5, 2013.

Mrs. Roberts explained that a goal of the Town of Bedford and Bedford 2020 is to reduce our carbon footprint 20% by the year 2020. She advised that two (2) of the haulers in the Town of Bedford, as of September 1, would be providing curbside single stream recycling, whereby all recyclables could be com-mingled and picked up in one container. She added that in towns where this service was available there had been a marked increase in recycling by the residents and that information would be going out about this new service.

Mrs. Roberts opened the floor to public comment. A resident noted that his carter has gone to single stream recycling- all recyclables go into one bin – and that it was a much easier system. He applauded the Town’s effort to increase recycling.

On a motion by Mrs. Roberts, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes:	Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays:	None
Absent:	None

RESOLVED that the public hearing to consider Local Law #3-2013 to amend Chapter 67 of the Code of the Town of Bedford concerning the collection and disposal of garbage, refuse and recyclables be closed.

On a motion by Mrs. Roberts, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes:	Roberts, Chryssos, Corcoran, Gabrielson, Burdick
Nays:	None
Absent:	None

RESOLVED that the Town Board does hereby adopt the following legislation:

LOCAL LAW NO. 3 OF 2013 A LOCAL LAW TO AMEND CHAPTER 67
OF THE CODE OF THE TOWN OF BEDFORD

A LOCAL LAW to amend Chapter 67 of the Code of the Town of Bedford concerning the collection and disposal of garbage, refuse and recyclables

BE IT ENACTED by the Town Board of the Town of Bedford as follows:

Section 1. Chapter 67 of the Code of the Town of Bedford, titled “Garbage, Refuse and Recyclables” is hereby amended as follows:

§67-1. Purpose.

C. Incremental steps are envisioned that will allow the Town to make progress toward the above goals, which include the following elements that may be implemented in time frames to be determined by the Town Board:

- (1) The collection and analysis of information in collector quarterly reports, which will enable the Town to develop baseline tonnage information, to track progress toward waste reduction goals and for comparison with data from other municipal, county, state and national sources. ~~This requirement shall be effective immediately upon the effective date of this chapter.~~ This requirement became effective May 1, 2012 and shall continue, as provided herein, until the Town Board shall determine otherwise.
- (2) Single-stream residential recycling, whereby collectors will collect all designated recyclables from residents in a single container and deliver them to a location capable of processing such materials. ~~This requirement is anticipated to become effective as soon as determined to be practicable by the Town Board.~~ Commencing on September 1, 2013, collectors performing residential refuse and recyclables collections services in the Town shall provide as part of their services single-stream recyclables pick up in accordance with §67-5(G) of this chapter.

§67-3. Definitions.

MIXED RECYCLABLES

The following materials which may be mixed together:

- D. Commencing on September 1, 2013, and for purposes of residential recyclables pick-up only, all recyclable materials identified in paragraphs A-C of this definition and all paper/fiber recyclables, as defined herein, may be placed in the same container or receptacle for pick up.

SINGLE-STREAM RECYCLABLES

~~A combination of paper/fiber recyclables with mixed recyclables.~~

§67-4. Pre-collection practices.

- B. Commercial establishments shall use rigid containers for storage of refuse of a size and type required or provided by the collector. Putrescible waste containers shall have tight-fitting covers, be of watertight bottom construction and of sufficient strength to handle the waste material collected. Containers shall have devices that prevent or discourage unauthorized entry and be located so that collection does not inhibit local traffic or otherwise cause a nuisance condition for the public. Collectors providing recyclables pick up services for commercial businesses shall provide such customers with suitable recyclables containers.

§67-5. Collection practices.

- F. ~~Paper/fiber~~ All recyclables picked up by collectors shall be placed at curbside or other specified collection locations in a manner appropriate for ~~either dual or~~ single-stream collection (as determined by the Town Board) on scheduled ~~paper/fiber~~ recyclable collection days. ~~Paper/fiber~~ Recyclables may be placed at curbside for pickup on the day before a scheduled collection, but not sooner.

~~G. Mixed recyclables must be placed in appropriate containers provided by the customer or collector. Containers of mixed recyclables shall be placed at curbside or other specified collection locations on scheduled mixed recyclable collection days. Such containers may be placed at curbside for pickup on the day before a scheduled collection, but not sooner. Mixed recyclables may be collected only by permitted collectors.~~

~~HG. Single-stream recyclables collection. With Town Board approval in response to requests by Town residents, collectors may provide or be required to provide single stream recycling collection services to Town residents in which newspapers, magazines, cardboard, junk mail and other approved paper/fiber recyclables would be collected together with mixed recyclable materials, with ultimate delivery to a materials recovery facility (MRF). Commencing on September 1, 2013, all collectors providing residential refuse and recycling collection services in the Town shall provide as part of their service single-stream recycling pick up. The Town Board may, in its discretion, allot additional time for a collector to come into full compliance with this requirement, provided that all collectors shall be in full compliance no later than December 1, 2013.~~

~~IH. Non-yard waste organics. With Town Board approval in response to requests by Town residents, collectors may provide or be required to provide non-yard waste organics wastes collection services to Town residents and businesses.~~

~~IJ. Yard waste and grass clippings.~~

- ~~(1) Yard waste picked up by the Highway Department shall be placed at curbside on scheduled yard waste collection days and shall be in tied bundles or contained in compostable bags. Tied bundles of yard waste shall weigh no more than 50 pounds each, contain trimmings no thicker than three inches in diameter and shall be no greater than four feet in length.~~
- ~~(2) The Highway Department will pick up loose leaves in designated hamlet areas between October 1 and November 15 each year. At all other times, such leaves must be bagged for pickup.~~
- ~~(3) Residents are encouraged to self-mulch leaves and grass or to conduct backyard composting of leaves, grass and such other household organics as may be safely composted without creating nuisance odors or attracting rodents or wild animals.~~

~~KJ. Nothing in this chapter shall be construed to prevent those residents who wish to self-haul recyclables from bringing their recyclables to the Town of Bedford Recycling Center.~~

§67-6. Registration of collectors; permit required.

Registration/permit required. It shall be unlawful for any person, firm or corporation to engage in the business of refuse or recyclables collection services within the Town of Bedford, except for collections from their own residence or business property, without first submitting to obtaining a Town collector permit issued by the Town Clerk Board an application for a Town permit. The Town Board, at its sole option, may designate and allow nonprofit organizations to collect and market recyclables without registering or obtaining a permit, by submitting upon submission of a letter to the Town Board requesting approval of collection for specific events.

§67-8. Disposal and/or recycling of collected materials.

B. All recyclables collected must be hauled to a licensed and permitted transfer facility that accepts the delivered materials for processing and marketing or to a designated market location or directly to a material recovery facility (MRF) capable of processing and marketing such materials. The Town Board reserves the right to require pre-approval by the Town Board of any such facility for recyclables processing and marketing. Collectors shall provide the Town Board with the name, address and contact information of any such facility upon request.

§67-9. Enforcement; penalties for offenses.

July 16, 2013 – Public Hearing - continued

C. Collectors' responsibilities. Collectors are responsible to collect refuse and recyclables in accordance with New York State, Westchester County laws and Town of Bedford laws and regulations. Collectors shall provide written notice to any customer(s) who repeatedly violate the Town laws for separation of refuse and recyclables and shall explain to those customers that all collection services shall be discontinued as to that customer without refund or proration if required separation is not maintained. A copy of any notice served pursuant to this section shall be served on the Town Clerk.

Section 2. This local law shall take effect immediately upon filing with the Office of the Secretary of State.

There being no further discussion the hearing was adjourned at 7:39 pm.

Nina Kellogg, Deputy Town Clerk